

SUPREME COURT OF THE STATE OF WASHINGTON

DAVID T. MCDONALD, RONALD TARO SUYEMATSU ET AL.,	Petitioners, v.
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SECRETARY OF STATE SAM REED, ET AL, Respondents. NO. 76321-6

DECLARATION OF ARLEEN EBY IN SUPPORT OF PETITION FOR WRIT OF

MANDAMUS DECLARATION OF ARLEEN EBY IN SUPPORT OF PETITION FOR WRIT OF

MANDAMUS

I, Arleen Eby, declare under penalty of

perjury of the laws of the State of Washington that the following is true and correct:

I am over the age of 18, am competent to be a witness herein, and make this declaration based on my own personal knowledge.

2. I have voted regularly and continuously since becoming eligible.

3. I have voted by absentee ballot for several election cycles. However, this year my husband and I were scheduled to leave for an overseas trip on or about October 10, before absentee ballots were mailed out from King County. Attached hereto as exhibit A is a true copy of my plane ticket receipt indicating that I was overseas from October 10, 2004, until November 18, 2004. Thus, my husband and I drove to the King County Elections Office to pick up submarine ballots so that our votes would be counted in the November 2, 2004 election. At the King County Elections Office, I was issued what the workers call a "submarine ballot," which I understand to be ballots issued to voters who are unable to receive a regular ballot during an election cycle. We filled out, signed, and sealed our submarine ballots. We mailed our submarine ballots to King County before we left the country on or about October 10.

4. I returned home from overseas on or about November 18, 2004. Upon

arriving home I opened a letter from King County that had arrived while I was overseas. The letter indicated that the signature on the submarine ballot I had submitted did not match what was on file in the King County Elections Office. The letter also indicated that I needed to sign and return the letter to the King County elections office by November 16-two days prior to my arrival back in the country.

5. Since receiving the letter from King County I have telephoned the King County Elections Office to ascertain whether the County would count my ballot. After speaking with several election workers, I was unable to resolve the situation with my signature. I was told that my ballot would not be counted for the November 2, 2004 general election.

6. I have voted many times by absentee ballot and this is the first time there has been a signature issue with my ballot. I am very angry that my vote has not yet been counted and would like to see it counted in this year's election.

SIGNED and DATED at Fall City, Washington, this 7th day of December, 2004 by ARLEEN EBY.


Arleen Eby

MSN Hotmail -

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aceace23@hotmail.com

Printed: Wednesday, August 4, 2004 5:17 AM

From : <eTicketNorthAmerica@britishairways.com>
Sent : Tuesday, August 3, 2004 9:30 PM
To : ACEACE23@HOTMAIL.COM
Subject : Your British Airways eTicket Receipt: X3WPS9

THIS IS AN AUTOMATED EMAIL - PLEASE DO NOT REPLY AS EMAILS RECEIVED AT
THIS ADDRESS WILL BE AUTOMATICALLY DELETED.
For British Airways contact information, please visit
<http://www.britishairways.com/travel/ctclist/public/en-us/AboutCountry=US>

Thank you for booking your travel with British Airways.

YOUR TRAVEL INFORMATION AND ETICKET RECEIPT
This is your travel itinerary and E-Ticket receipt. We advise you to carry
this document for international travel, as you may need to present it at
immigration and security points. Your ticket coupons are stored
electronically in our computer system. The conditions of contract relating
to your ticket are detailed at the end of this email.

Passenger(s) : Mrs A. Eby

Booking Reference : X3WPS9
Ticket Type : eTicket
~~Ticket Number(s) : 125-2415290590-91~~
Payment Type : Visa , Card Number ending in 5205
Payment Total : \$ 2203.36
Date/ Issued by : 3 August 2004 British Airways, New York, USA
IATA Number : 33993466
Endorsements : No cash refvalid BA flts/dates shownwoffer valid BA only
Fare Details : :\$ 1947.00 + Tax/Fee/Charge \$ 246.36 = \$ 2193.36
Telephone Sales Processing Fee (non refundable) : \$ 10.00

The Payment Total reflects the amount charged to your credit card. Any
discrepancy between this and the Fare details outlined should be
disregarded.

Your Itinerary Details

Seattle Tacoma To London - Heathrow Terminal 4
Flight : BA48
Cabin : World Traveller
Booking Status: Confirmed
Departure : 10Oct04 18:40
Arrival : 11Oct04 12:00

London - Heathrow Terminal 1 To Milan - Malpensa Terminal 1
Flight : BA566
Cabin : Euro Traveller
Booking Status: Confirmed
Departure : 11Oct04 13:45
Arrival : 11Oct04 16:40

Rome - Fiumicino Terminal C To London - Heathrow Terminal 1
Flight : BA549
Cabin : Euro Traveller
Booking Status: Confirmed
Departure : 28Oct04 13:35
Arrival : 28Oct04 15:15

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London - Heathrow Terminal 4 To Delhi - Indira Gandhi Intl Terminal 2
Flight : BA143
Cabin : World Traveller
Booking Status: Confirmed
Departure : 30Oct04 09:55
Arrival : 30Oct04 23:00

Delhi - Indira Gandhi Intl Terminal 2 To London - Heathrow Terminal 4
Flight : BA142
Cabin : World Traveller
Booking Status: Confirmed
Departure : 17Nov04 03:25
Arrival : 17Nov04 07:35

London - Heathrow Terminal 4 To Seattle Tacoma
Flight : BA49
Cabin : World Traveller
Booking Status: Confirmed
Departure : 18Nov04 14:05
Arrival : 18Nov04 15:40

Baggage allowance is 2 Pieces per person

Baggage allowance information can be found at
http://www.britishairways.com/travel/ba.jsp/bagchk/gb/public/en_

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For Canadian residents phone Travel Underwriters at 1 (800) 663-0399
** you must call within 72 hours of making your booking
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